App. F. IX-4

40-41

193 ( )

CS

File No. 83-40

Previous References

CS. 83. 40. 1-4

Serial Nos. 5=6, 7

Later References.

PRESERVED

P=10
E

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 7

Part B for July 41

SUBJECT.

Corrigendum i/c with the amendments to Rule 31 of the Rules under the Mys CS

To The Comptroller Mys.

Notifies the above

WD 0573—GPB—22,500—12-9-39

Serial No.

Letter dated the 30th June 1941 from Mr. C. F Ramadas Chandavar Bangalore requesting that the notifications published on 1-7-40 and 5-6-41 should have been notified under Section 44(2)(f) instead of under Section 44(2)(q) and requesting that necessary Corrections may be made

Asst Secretary's order on the P.U.

Please put up the files" Sd/- T.R.M 1-7-41

6s 11-36-308 Key M+Z
6s. 19-39-24 Key X
6s. 19-39-34 Key P
6s 19-39-34 Key V
6s 83-40-4

The marginally noted files on the issue of the notifications framing the rule and amendments are placed below for perusal. It is submitted that the notifications referred to in Para 2 of the letter were issued under Section 44(2)(q) But while issuing the preliminary notifications announcing Rule 31 for ~~the~~ the words 44(2)(f) were inadvertently used ~~in~~ instead of 44(2)(q). ~~and the draft was also worded~~ ~~accordingly and the draft rules to be framed thereunder~~ ~~were published under Section 44(2)(f)~~. No objections having been received for the issue of the notification under the above Section the irregularity continued in all the subsequent notifications inadvertently. The mistake is regretted

Key M+Z

Draft notifications publishing the corrigenda and a draft rule submitted for orders

9/7/41 10/7

Room should not have been given for such a mistake. Such drafts must be put up with due care & caution. Mistakes of this kind should be strictly avoided Done the drafts

11/7

NOTE—Contn. Sheet.

2

File No. of 194 | General and Revenue Secretariat

Serial No.	
6	A7 360 dt 16.7.41 to the Comptroller, M.C.S. Notifies the Corrigenda in connection with the Amendments to Rule 31 of the Rules under the Mysore C.S. Act
	A7 361 Copy to the Regr. J.C.S.
7	A7 362 dt. 16.7.41 to Dr. G.E. Rama Rao, Rly. Regr., Blr. States that the necessary Corrigenda is being published

Bgs
25/7/41

GEN. & REV. SECTT.
24 JUL 1941
AGRL. & FOREST BRANCH.

B
28/7/41

GEN. & REV. SECTT.
19 AUG 1941
AGRL. & FOREST BRANCH.

5/1941

GEN. & REV. SECTT. 1941 AGRI. & FOREST BRANCH.

3

From

C. E. Rama Rau, Esq., B.A.,
Retired Registrar,
General & Revenue Secretariat,
54, Shankara Mutt Road, Shankarapuram,
Basavangudi P.O., Bangalore.

To

Ag Ft-40-5

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department, Bangalore.

GENERAL SECRETARY 30 JUNE 1941

Sir,

I beg leave to bring to your notice, for such action as the Government may deem proper, the apparent discrepancies indicated below in regard to the amendments, issued by Government, to Rule 31 of the Mysore Co-operative Societies Rules regarding the election of members to the Committees of Management.

2. In Notification No. D 4923-C.S.11-36-231 dated the 12th/15th January 1938 publishing the original Rule 31, and in Notifications Nos. D 4512-C.S.11-36-308 dated 21st November 1938 and A.F.6238-C.S.19-39-24 dated 14th May 1940 amending the same, it is stated that the rule and amendments are issued in exercise of the powers vested in Government under Section 44(2)(g) of the Mysore Cooperative Societies Act VII of 1918.

3. In Notifications Nos. A.F.6-C.S.19-39-34 dated the 1st July 1940 and A.F.8726-C.S.83-40-4 dated the 5th June 1941 publishing amendments to the said Rule 31, the authority for issuing them is said to be the power vested in Government under Section 44(2)(f) of the Mysore Co-operative Societies Act.

Please put up these files
1.7.1941

4. There is thus an apparent discrepancy in the authority cited for the issue of the Rule and amendments referred to respectively in paragraphs 2 and 3 above.

5

5. Clause (f) of Section 44(2) refers to general meetings and clause (g) thereof relates to Committees.

6. Caluse (g) is consequently the appropriate clause under which rule 31 pertaining to Committees and amendments thereof have to be issued by Government, as otherwise they would be ultra vires.

7. It may also be mentioned that Rules 6B, 6D, 6F, 21, 32, and their amendments all of which pertain to Committees have been framed under the powers vested in Government in clause (g) of Section 44(2)

8. I have therefore ventured to submit for the consideration of Government the desirability of issuing a correction slip substituting "Section 44(2)(g)" for "Section 44(2)(f)" in the two Notifications mentioned in para 3 above or of taking such action as it may deem proper for removing the anomaly

9. I request to be excused for the liberty taken in sending this communication.

I beg to remain,
Sir,
Your most obedient servant,

C. Rama Rau

Bangalore,)
30th June 1941)

Appendix F G—1]

6

SUBJECT.....

Two bbs

1

Section bs

File No. 83-40

Serial No. 6

Diary No. of letter replied to.....

No. AH 360

General and Revenue Secretariat

No Heading

( )

the *19*

Corrigenda

Date of issue 16-7-41

For the words Section 44(2)(f) " in ~~this~~ case of the notification No ~~A.F~~ A.F 6/ bs. 19-39-36 dated the 1st July 1940 and No A.F 8726/bs 83-40-4 dated the 5th June 1941 publishing amendments to Rule 31 of the Rules under the Co-operative Societies Act,

Signed by MJR P

V

read " Section 44(2)(g).

B. O

List of enclosures.....

for Secretary

Copied by .....

To the Controller Government Gazette for publication in Part IV of the Gazette in English and

Examined by.....

WD 03695—GPB—30,000—29-1-40

Memo No A 7 3061 dt 16/7/41

Copy of the above is forwarded with
Compliments to the Registrar G.S. for information

B.O
16/7/41

To A 7 3062 dt 16/7/41

Mr. C.E. Ramachandra B.A.
Retired Assistant Registrar G.S.R.S
54. Shankar Mutt Road.
Shankarapuram
Basavanagudi Post

Two Rs 15
2

C.S. 83-40-7

Dear Sir-

With reference to your letter dated 30-6-41 pointing out certain discrepancies in the notifications dated 1-7-40 and 5-6-41. I am desired to state that action is being taken to publish the necessary Corrigenda by the

Yours Truly
16/7/41

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

8

No. A 7360
CS 83-40-6

General and Revenue Secretariat,

Dated Bangalore, 16th July 1941.

NOTIFICATION.

CORRIGENDA.

For the words "Section 44(2)(f)" in each of the notifications No.A.F.6/Cs.19-39-34 dated the 1st July 1940 and No.A.F.8726/Cs. 83-40-4 dated the 5th June 1941 publishing amendments to Rule 31 of the Rules under the Mysore Co-operative Societies Act, read "Section 44(2) (g)".

By Order,

(Sd) J. Appaji Gowda.

General Secretary to Government.

To--The Compiler, Mysore Gazette for publication in Part IV of the Gazette in English and Kannada with the request that 200 copies of each of the notifications be sent to the Registrar of Co-operative Societies and 100 copies each to this office.

Memo No. A 7361

Dated, Bangalore the 16th July 1941.

Copy of the above is forwarded with compliments to the Registrar f Co-operative Societies for information.

By Order,

For General Secretary to Government.

BSN/4.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

Dated Bangalore, ...16/4.....July...1941.

D. O. No. A 7362
CS 83-40-7

Dear Sir,

With reference to your letter dated 30th June 1941 -- pointing out certain discrepancies in the Notifications dated 1st July 1940 and 5th June 1941, I am desired to state that action is being taken to publish the necessary Corrigenda.

Yours sincerely,

To

Mr. C.E. Rama Rao, B.A.,
Retired Registrar,
General and Revenue Secretariat,
54, Shankar Mutt Road,
Shankarpura, Basavangudi Post.

10

NOTIFICATION.

No. A. F. 360—Cs. 83-40-6, dated, Bangalore, the 16th July 1941.

CORRIGENDA.

For the words "Section 44 (2) (f)" in each of the notifications No. A. F. 6/Cs. 19-39-34, dated the 1st July 1940 and No. A. F. 8726/Cs. 83-40-4, dated the 5th June 1941, publishing amendments to Rule 31 of the Rules under the Mysore Co-operative Societies Act, *read* "Section 44 (2) (g)"

By Order,

J. APPAJI GOWDA,

Secretary to Government,

General Department.

Printed by the Superintendent at the Government Press, Bangalore